

BUSINESS REPORT

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

SENATE TAXATION COMMITTEE

Date: Thursday, January 29, 2009
Place: Capitol

Time: 8:00 am
Room: 405

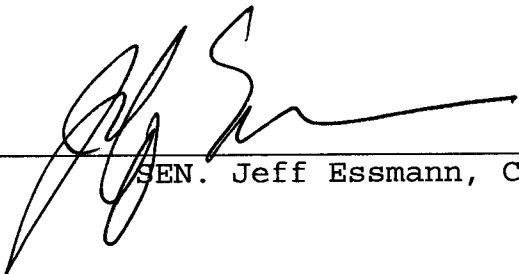
BILLS and RESOLUTIONS HEARD:

SB 259 SB 277

EXECUTIVE ACTION TAKEN:

SB 28 TABLED
SB 210 TABLED
SB 218 TABLED
SB 12 TABLED
SB 132 DO PASS AS AMENDED
SB 198 POSTPONED ACTION

COMMENTS:



SEN. Jeff Essmann, Chairman

MONTANA STATE SENATE ROLL CALL TAXATION COMMITTEE

DATE: January 29, 2009

NAME	PRESENT	ABSENT/ EXCUSED
Chairman Jeff Essmann	✓	
Vice Chair Taylor Brown	✓	
Senator Jerry Black	✓	
Senator Gary Branae	✓	
Senator Ron Erickson	✓	
Senator Kelly Gebhardt	✓	
Senator Kim Gillan	✓	
Senator Bradley Maxon Hamlett	✓	
Senator Christine Kaufmann	✓	
Senator Robert Story, Jr.		✓
Senator Bruce Tutvedt	✓	



SENATE STANDING COMMITTEE REPORT

January 29, 2009

Page 1 of 2

Mr. President:

We, your committee on **Taxation** recommend that **Senate Bill 132** (first reading copy -- white) do pass as amended.

Signed: _____

Senator Jeff Essmann, Chair

And, that such amendments read:

1. Title, line 10.

Following: "STATE;"

Insert: "AUTHORIZING THE DEPARTMENT OF REVENUE TO DISCLOSE CERTAIN RESOURCE INDEMNITY TRUST AND GROUND WATER ASSESSMENT INFORMATION; LIMITING DISCLOSURE OF RESOURCE INDEMNITY TRUST AND GROUND WATER ASSESSMENT INFORMATION;"

2. Title, line 15.

Following: "15-31-603,"

Insert: "15-38-109,"

Strike: "REPEALING SECTION 15-38-109, MCA;"

3. Page 1, line 18 through line 29.

Strike: the preamble on page 1, line 18 through line 29 in its entirety

4. Page 6, line 22.

Insert: "Section 4. Section 15-38-109, MCA, is amended to read:

"15-38-109. Restricted access to records information. (1)
The Except as provided in subsection (2), it is unlawful for an employee of the department or any other public official or public employee to divulge or otherwise make known information furnished by the producer to the department for the purpose of this chapter must be treated as provided in 15-31-511 that is disclosed in a report or return required to be filed under this chapter or secured in the administration of this chapter.

(2) (a) This section does not prohibit the disclosure of

Committee Vote:

Yes 11, No 0

Fiscal Note Required ✓

SB0132001SC.sdr

nk

information to the department of environmental quality necessary for the administration of the resource indemnity trust and ground water assessment fee provided for in this chapter.

(b) The information furnished under subsection (2)(a):

(i) is not a public record and may be used only for purposes described in subsection (2)(a); and

(ii) is subject to the same restrictions on disclosure outside the department of environment quality as provided in subsection (1)."

Renumber: subsequent sections

5. Page 8, line 11.

Following: "The"

Insert: "last four digits of the corporation's"

Strike: "of the corporation"

6. Page 9, line 17.

Following: "The"

Insert: "last four digits of the"

7. Page 9, line 20.

Strike: section 7 in its entirety

Renumber: subsequent sections

8. Page 9, line 24.

Strike: "5"

Insert: "6"

Strike: "6"

Insert: "7"

9. Page 9, line 25.

Strike: "7"

Insert: "4"

10. Page 9, line 27.

Strike: "5"

Insert: "6"

Strike: "6"

Insert: "7"

11. Page 9, line 29.

Strike: "7"

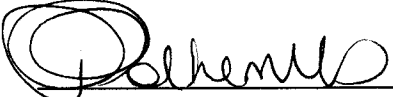
Insert: "4"

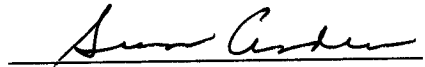
- END -

COMMITTEE FILE COPY

TABLED BILL

The **SENATE TAXATION COMMITTEE** TABLED **SB 12, SB 28, SB 210, SB 218**, by motion, on
Thursday, January 29, 2009.


(For the Committee)


(Secretary of the Senate)

1:05, 1/29
(Time) (Date)

January 29, 2009

Debra L. Polhemus, Secretary

Phone: 4685

ROLL CALL VOTE
TAXATION COMMITTEE
MONTANA STATE SENATE

Date: 1/29/09

Bill No.: SB12

Motion: Sub. motion - TB Table

NAME (11 Members)	AYE	NO	Proxy
Vice Chair, Taylor Brown		✓	
Senator Ron Erickson	✓		
Senator Bradley Maxon Hamlett		✓	
Senator Kelly Gebhardt		✓	
Senator Bruce Tutvedt	✓		
Senator Christine Kaufmann	✓		
Senator Kim Gillan	✓		
Senator Jerry Black		✓	
Senator Robert Story, Jr.	✓		
Senator Gary Branae	✓		
Chairman Jeff Essmann	✓		

VOTE: 7-4

AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from Taxation Committee
because of other commitments. I desire to leave my proxy vote with:

Taylor Brown

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT AYE NO

table SB-28	X	
table SB-210	X	
amend SB-219	X	
(SB021801.116)	X	
table SB-219	X	

BILL/AMENDMENT AYE NO

Sen. Robert Story, Jr.
(Signature)

Date 1/29/09

Sen. Robert Story, Jr.

VISITORS REGISTER

MONTANA SENATE TAXATION COMMITTEE

Date: January 29, 2009 Bill No: SB 277

Sponsor(s): Sen. Christine Kaufmann
(Box store tax)

Please print ~ Please print ~ Please print

NAME	REPRESENTING	Support	Oppose	Inform't'l
Doug Nulle	SELF		X	
Brad Griffin	MT Retail Assoc		X	
Tom Ebzery	COSTCO		X	
JON BENNION	MT Chamber		X	
Riley Johnson	NFIB		X	
Judy Smith	self	X		
Alan Bovingdon	ALSA	X		
Bruce Spencer	MT Adv. Persn		X	
Janee Greer	MT Human Rights NW	X		
Ronda Wiggers	Great Falls Helena Chambers		X	
Tara Veazey	MBPC	X		
Carol Juneau	SD8	X		
Tom Jacobson	Boval Dynamics			

Please leave prepared testimony with Committee Secretary. Witness Statement forms are available if you prefer to submit written testimony.

VISITORS REGISTER

MONTANA SENATE TAXATION COMMITTEE

Date: January 29, 2009 Bill No: SB 259

Sponsor(s): Sen. Christine Kaufmann
(Earned income tax credit)

Please print ~ Please print ~ Please print

NAME	REPRESENTING	Support	Oppose	Inform't'l
Donna Davis				
Judy Reel	MCADSV	✓		
Ray Beck	MT Assoc Churches	✓		
Judy Smith	mWV	✓		
Peter Boringdon	MLSA	✓		
Kim Abbott	WHEEL	✓		
Jamie Greer	MT Human Rights NW	✓		
Ronda Wiggers	Helena Chamber of Commerce	✓		
Tara Veazey	MTBPC	✓		
Rep. Julie French	MT Dem. Women's Caucus	✓		
Heather Heller	Private	✓		
Clyde Dailey	MT Credit Union Nat	✓		
Carol Juneau	SD8	✓		
Stephan Quinn	Children's Defense Fund	✓		

Please leave prepared testimony with Committee Secretary. Witness
Statement forms are available if you prefer to submit written testimony.

VISITORS REGISTER

MONTANA SENATE TAXATION COMMITTEE

Date: January 29, 2009 Bill No: SB 259

Sponsor(s): Sen. Christine Kaufmann
(Earned income tax credit)

Please print ~ Please print ~ Please print

NAME	REPRESENTING	Support	Oppose	Inform't'l
Andy Heiman	AARP	X		
Tom Jacobson	Rural Dynamics	X		

Please leave prepared testimony with Committee Secretary. Witness Statement forms are available if you prefer to submit written testimony.